

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

MARK MULLER

PLAINTIFF

v.

CIVIL ACTION NO: 1:17-cv-00339-LG-RHW

**MISSISSIPPI POWER COMPANY,
HARDY WHEELLESS, CHARLES E.
SMITH, and JOHN/JANE DOES 1-10**

DEFENDANTS

AGREED ORDER OF DISMISSAL

THIS MATTER is before the Court upon the agreement of Plaintiff Mark Muller and Defendants Mississippi Power Company, Hardy Wheeless, and Charles E. Smith, through their undersigned counsel, that Plaintiff's Intentional Infliction of Emotional Distress claim should be dismissed against Defendants Hardy Wheeless and Charles E. Smith in this action with prejudice. The Court having been advised of such agreement finds that Plaintiff's Intentional Infliction of Emotional Distress claim should be dismissed against Defendants Hardy Wheeless and Charles E. Smith, and that Defendants Hardy Wheeless and Charles E. Smith should thereby be dismissed from the action entirely.

IT IS, THEREFORE, ORDERED, adjudged and decreed that Plaintiff's Intentional Infliction of Emotional Distress claim is dismissed against Defendants Hardy Wheeless and Charles E. Smith with prejudice, and Defendants Hardy Wheeless and Charles E. Smith are dismissed from the action entirely.

SO ORDERED AND ADJUDGED this the 25th day of January, 2019.

s/ Louis Guirola, Jr.
Louis Guirola, Jr.
United States District Judge

SUBMITTED BY:

s/ *Ashley Eley Cannady*

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